

Message

From: Paterson, John A. - CC Senior City Council Aide [John.Paterson@denvergov.org]
Sent: 2/7/2019 10:37:30 PM
To: Aviles, Jesse [Aviles.Jesse@epa.gov]; Chergo, Jennifer [Chergo.Jennifer@epa.gov]
Subject: RE: EPA Public Comment Opportunity - VB/I-70 Superfund Site

Hi Jesse:

Yes I got to the proposed deletion & comment portal via two alternate means I listed below (add "Vasquez" to "EPA-HQ-SFUND-1999-0010" which is what the notice directs to use; or use the FRL number from the notice title). My point is these are not what the FR notice says to do. I am holding off on sending out advice to stakeholders that differs from what the EPA notice and Jennifer's memo below say – on how to find the notice and comment via www.regulations.gov; and how to find the total administrative record for OU1.

If the ID "EPA_FRDOC_0001-23391" is the way to find the notice at www.regulations.gov as you advise below, its hard for public to know that without being told. If they enter "EPA-HQ-SFUND-1999-0010" as directed, the public will not find their way.



Jack Paterson, Aide
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From: Aviles, Jesse [mailto:Aviles.Jesse@epa.gov]
Sent: Thursday, February 07, 2019 2:29 PM
To: Paterson, John A. - CC Senior City Council Aide <John.Paterson@denvergov.org>; Chergo, Jennifer <Chergo.Jennifer@epa.gov>
Subject: [EXTERNAL] RE: EPA Public Comment Opportunity - VB/I-70 Superfund Site

Jack:

The link is https://www.regulations.gov/document?D=EPA_FRDOC_0001-23391 to get the specific page on regulations.gov. On the top right is the button to submit comments. You can also go to regulations.gov and search for Vasquez Boulevard to reach the page. Unfortunately, the deletion related documents are not available at that page. I'll try to get a link to the deletion documents in EPA's notice page at <https://www.epa.gov/co/opportunity-comment-partial-deletion-vasquez-boulevard-and-i-70-superfund-site>.

From: Paterson, John A. - CC Senior City Council Aide <John.Paterson@denvergov.org>
Sent: Thursday, February 7, 2019 14:17
To: Chergo, Jennifer <Chergo.Jennifer@epa.gov>; Aviles, Jesse <Aviles.Jesse@epa.gov>
Subject: RE: EPA Public Comment Opportunity - VB/I-70 Superfund Site

Hello Jennifer and Jesse:

I am having trouble reaching the comment portal on the proposed partial deletion via www.regulations.gov. I have found two ways to get there (below) but they are not what is directed in your memo yesterday Jennifer, the e-mail below as highlighted in yellow, or what the notice published in the FR indicates (see under "Addresses, p. 2117). See my search efforts and findings following. Also, there is no direction on where the public can view the administrative record for OU1. I have found the way to reach it using <https://www.epa.gov/superfund/vb-i70> as you directed Jennifer, but it takes two additional steps at that site and does not have the proposed notice of deletion:

At <https://www.regulations.gov>:

- Search on: "EPA-HQ-SFUND-1999-0010", three results come up, two regarding Eastland Woolen Mill Superfund Site in Maine and the third is not relevant to VB/I70. VB/I70 is NOT a listed result.
- Search on: "EPA-HQ-SFUND-1999-0010 Vasquez" (I made this up) one result comes up, the 2/6/2019 proposed partial delisting of VB/I70 superfund site. Selecting "open docket" yields 1,958 primary documents, few or none seem connected to VB/I70. Administrative record for VB/I70 OU1 does not come up unless those items are among the 1,958 documents. Selecting "Comment Now!" does lead to a comment portal on partial delisting of VB/I-70.
- Search on "FRL-9988-92-Region 8" (from title/heading of Feb. 6, 2019 Federal Register notice of partial deletion of VB/I-70) yields same results as "EPA-HQ-SFUND-1999-0010 Vasquez", i.e., there is a public comment portal, but the administrative record is not available.

At <https://www.epa.gov/superfund/vb-i70>:

- To reach Administrative Record for OU1, one must select "Site Documents & Data", then select "OU1 – Residential Soils (8 documents)" under "Reports and Documents". Eight Documents from Community Involvement Plan in 2000 to Final Remedial Action Report in 2017 are available. Feb. 6, 2019 Proposed rule to partially delete VB/I-70 site is not among these documents.

Please let me know if I am getting this wrong. We are trying to get news out through our channels on what is proposed and want to be sure the public can find the notice, make comments and find the administrative record.

Thanks,

Jack



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From: Chergo, Jennifer [<mailto:Chergo.Jennifer@epa.gov>]

Sent: Wednesday, February 06, 2019 11:43 AM

Ex. 6 Personal Privacy (PP)

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Subject: [EXTERNAL] EPA Public Comment Opportunity - VB/I-70 Superfund Site

Hello. You are receiving this announcement as a current or former member of the VB/i-70 Community Advisory Board, or as someone who has shown interest in the VB/I-70 Superfund Site. Please feel free to pass this information along to others who you feel might be interested.

The EPA Notice of Intent to Delete (NOID) Vasquez Boulevard/Interstate 70 (VB/I-70) Operable Unit 1 (OU1), Residential Soils, from the National Priorities List (NPL) is published in the Federal Register today. This kicks off a 30-day public comment period on this proposed action! For those of you who have expressed interest in commenting, this is an important time in the process to submit your comments. CAG members – this would be the time to collect all of your comments about the NOID, including your resolution that you already submitted to us, and submit all of that input. See below for more information and how to comment.

As most of you know from our prior discussions, this means that EPA is proposing to delete VB/I-70 OU1 from the EPA national list of Superfund sites. OU1 included more than 4,500 properties in all or part of six north Denver neighborhoods. EPA sampled 99 percent of the properties for elevated levels of lead and arsenic resulting at least in part from historic smelter operations in the area. EPA and the state of Colorado have determined that all appropriate response actions are complete for OU1, including the sampling of yards at approximately 4,500 properties and the cleanup of yards at approximately 800 properties. This proposed deletion would be a partial deletion of the site and applies only to OU1. Operable Units 2 and 3 (OUs 2 & 3) will remain on the NPL.

To view the Proposed Notice of Deletion, please go to the <https://www.regulations.gov> ; Docket ID no. EPA-HQ-SFUND-1999-0010, or go to <https://www.epa.gov/superfund/vb-i70>. A 30-day public comment period on this proposed partial deletion begins on February 6, 2019. Written comments must be postmarked by March 8, 2019.

Submit public comments by one of the following methods:

- Mail or Email: Jesse Aviles, Remedial Project Manager, US EPA, Region 8, Mail Code 8EPR-SR, 1595 Wynkoop St., Denver, CO 80202, aviles.jesse@epa.gov. Direct all comments to Docket ID no. EPA-HQ-SFUND-1999-0010.
- Go to: <https://www.regulations.gov> ; Docket ID no. EPA-HQ-SFUND-1999-0010 Follow on-line instructions for submitting comments.
- All comments received will be included in the public docket without change and may be made available online at <https://regulations.gov>.

Jennifer Chargo

Public Affairs Specialist
U.S. Environmental Protection Agency

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